

PROVISIONAL ELECTION

The Applicant hereby provisionally elects to pursue the claims of Species 3, Fig. 3 drawn to a microcannula with a signaling beacon tip. Species 3 includes claims 30, 33, 35-37, 47, 48, 49, 54 and 58.

Currently, most of the claims listed above are generic to all or a plurality of species.

Applicant reserves the right to resubmit non-elected claims of the remaining species and groups if a generic claim is allowed.

CONCLUSION

Applicant submits that the claims all define novel subject matter that is nonobvious. Therefore, allowance of these claims is submitted to be proper and is respectfully requested.

Applicant invites the Examiner to contact Applicant's representative as listed below for a telephonic interview if so doing would expedite the prosecution of the application.

Very respectfully submitted,

/Carol D. Titus/

Carol D. Titus
GSS Law Group
3900 Newpark Mall Rd
Third Floor, Suite 317
Newark, CA 94560

Reg. No. 38,436
Phone (510) 742-7417
Fax (510) 742-7419